

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Senate Bill 193 be amended to read as follows:

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 36-4-3-4.1, AS AMENDED BY P.L.224-2001,
- 3 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2002]: Sec. 4.1. (a) This section applies to the following:
- 5 (1) A municipality having a population of:
- 6 (A) more than ~~ten thousand (10,000)~~ but less than fifteen
- 7 thousand (15,000); or
- 8 (B) more than ~~four thousand (4,000)~~ but less than four
- 9 thousand two hundred fifty (~~4,250~~); **five thousand (5,000) but**
- 10 **less than six thousand three hundred (6,300);**
- 11 (C) more than ~~ten thousand (10,000)~~ but less than fifteen
- 12 thousand (~~15,000~~); or
- 13 (D) **more than six thousand three hundred (6,300) but less**
- 14 **than ten thousand (10,000);**
- 15 located in a county having a population of more than ~~seventy-five~~
- 16 ~~thousand (75,000) but less than seventy-eight thousand (78,000)~~
- 17 **one hundred thousand (100,000) but less than one hundred**
- 18 **five thousand (105,000).**
- 19 (2) A municipality having a population of more than ~~thirty-three~~
- 20 ~~thousand (33,000) but less than thirty-three thousand eight~~
- 21 ~~hundred fifty (33,850)~~ **thirty-two thousand eight hundred**
- 22 **(32,800) but less than thirty-three thousand (33,000)** located in
- 23 a county having a population of more than ~~one hundred seven~~
- 24 ~~thousand (107,000) but less than one hundred eight thousand~~

~~(108,000):~~ **one hundred ten thousand (110,000) but less than one hundred fifteen thousand (115,000).**

(3) A municipality that is located in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

(4) A town having a population of more than ~~five thousand (5,000) but less than six thousand (6,000)~~ **nine thousand (9,000) but less than thirty thousand (30,000)** located in a county having a population of more than ~~one hundred eight thousand (108,000) but less than one hundred eight thousand nine hundred fifty (108,950):~~ **one hundred eighty thousand (180,000) but less than one hundred eighty-two thousand seven hundred ninety (182,790).**

(5) A municipality having a population of:

(A) more than three thousand (3,000); or

(B) more than one thousand (1,000) but less than one thousand two hundred (1,200);

**located in a county with a population of more than fifty-five thousand (55,000) but less than sixty-five thousand (65,000).**

(6) A town having a population of more than five thousand (5,000) but less than ten thousand (10,000), the majority of which is located in a county containing a consolidated city.

(b) Except as provided in subsection (c), the legislative body of a municipality to which this section applies may, by ordinance, annex territory that:

(1) is contiguous to the municipality;

(2) in the case of a municipality described in subsection (a)(1), has its entire area within the township within which the municipality is primarily located; and

(3) is owned by a property owner who consents to the annexation.

(c) Subsection (b)(2) does not apply to a municipality having a population of:

(1) more than ~~six thousand (6,000) but less than six thousand five hundred (6,500)~~ **five thousand (5,000) but less than eight thousand (8,000);** or

(2) more than ~~eight thousand seven hundred (8,700) but less than eight thousand nine hundred (8,900)~~ **nine thousand (9,000) but less than twelve thousand five hundred (12,500)** in a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

(d) Territory annexed under this section is exempt from all property tax liability under IC 6-1.1 for municipal purposes for all portions of the annexed territory that is classified for zoning purposes as agriculture and remains exempt from the property tax liability while the property's zoning classification remains agriculture.

(e) There may not be a change in the zoning classification of

- 1 territory annexed under this section without the consent of the owner
- 2 of the annexed territory.

(Reference is to ESB 193 as printed February 22, 2002.)

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Representative Whetstone